

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, AUGUST 1 AND 2, 2011
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Open Session of the regular City Council Meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Assistant City Attorney Mary Jo Lanzafame reports the results of the Closed Session Meeting of August 1 and 2, 2011, as follows:

CLOSED SESSION MEETING FOR MONDAY, August 1, 2011

(Closed Session Items were heard on Tuesday, August 2, 2011)

CLOSED SESSION MEETING FOR TUESDAY, August 2, 2011

ROLL CALL:

Present: Mayor Sanders, Council President Young, Council President Pro Tem Faulconer, and Councilmembers Lightner, Gloria, DeMaio, Zapf, Emerald, and Alvarez

Absent: All Present

CLOSED SESSION ITEMS:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *Coastal Environmental Rights Foundation, Inc. v. City of San Diego*
San Diego Superior Court Case No. 37-2010-00095062-CU-TT-CTL

Coastal Environmental Rights Foundation, Inc. v. City of San Diego
San Diego Superior Court Case No. 37-2010-00102574-CU-TT-CTL

Coastal Environmental Rights Foundation, Inc. v. City of San Diego
San Diego Superior Court Case No. 37-2011-00092008-CU-TT-CTL

DCA Assigned: G. Spitzer

Motion: File a Notice of Appeal.
Moved: Councilmember President Pro Tem Faulconer - Dist. 2
Seconded: Councilmember Lightner - Dist. 1
Vote: 7 to 1 [Passed with Councilmember Alvarez voting "No"]
Report: This item was reported out by Assistant City Attorney Mary Jo Lanzafame on Tuesday, August 2, 2011, at 4:54 p.m.

Today, in Closed Session, the City Council voted on Closed Session Item No. 1, *Coastal Environmental Rights Foundation, Inc. v. City of San Diego*, San Diego Superior Court Case No. 37-2010-00095062-CU-TT-CTL, authorizing the City Attorney to file a Notice of Appeal. This matter arises from a case brought by the Coastal Environmental Rights Foundation, Inc., related to a Fourth of July fireworks show in La Jolla.

The motion passed 7 to 1 with Councilmember Alvarez voting "No."

CS-2 *City of San Diego v. San Diego Police Officers Association*
San Diego Superior Court Case No. 37-2009-00086499-CU-PT-CTL

DCA Assigned: W. Chung

Report: Nothing to report

CS-3 *Christopher Morgan v. City of San Diego, et al.*
United States District Court Case No. 09cv2397 H (WVG)

DCA Assigned: K. Phillips

Report: Nothing to report

Conference with Labor Negotiator, pursuant to Government Code section 54957.6:

CS-4 Management Team Members:

Timothy Davis, Burke, Williams & Sorensen LLP
Scott Chadwick, Director, Human Resources Department
Karen DeCrescenzo, Labor Relations Officer
Greg Bych, Risk Management Director
Valerie VanDeweghe, Deputy Director, Risk Management Department
Joan Dawson, Deputy City Attorney
Roxanne Story-Parks, Deputy City Attorney
Jan Goldsmith, City Attorney

Designated as representatives within the meaning of California Government Code section 54957.6(a):

Andrea Tevlin, Independent Budget Analyst
Jeff Sturak, Deputy Director, Office of the Independent Budget Analyst
Lisa Byrne, Fiscal and Budget Analyst, Office of the Independent Budget Analyst

Employee organizations:

Deputy City Attorneys' Association
Local 145, International Association of Fire Fighters
San Diego Municipal Employees' Association
Local 127, American Federation of State, County and Municipal Employees
San Diego Police Officers Association
Teamsters, Local 911

DCA Assigned: J. Dawson

Report: Nothing to report

REPORTED BY: _____/s/
Mary Jo Lanzafame
Assistant City Attorney